

Regular Session of the Board of County Commissioners for the County of St. Joseph, State of Michigan, was held in the Commissioners' Room, Courthouse at the Village of Centreville, Michigan on February 21, 2006, at 5:00 p.m.

Vice-Chairman Baker called the meeting to order.

The Invocation was given by Vice-Chairman Baker.

The Pledge to the American Flag was given.

The Clerk, Pattie S. Bender, called the roll and the following Commissioners were present:

Eric Shafer	Michael D. Dunlap
Robin Baker	John L. Dobberteen

Absent: Gerald E. Loudenslager, Monte Bordner and David J. Pueschel

Also present were Judy West-Wing, Administrator/Controller, Dan Carey, Finance Director and Charles Cleaver, Human Resource Director.

#### AGENDA

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the agenda be approved. Motion carried.

#### MINUTES APPROVED

The Clerk stated that on page 29 in the second line in the first paragraph under Citizens Comments Mr. Carls misspoke and said the Florence Township Supervisor and he meant the Constantine Township Supervisor.

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the minutes for February 7, 2006 be approved as amended. Motion carried.

#### COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, February 10, 2006.
2. Copy of Letter from Gloria Jeff, Director of the Michigan Department of Transportation, to Senator Cameron Brown and Representative Rick Shaffer, Re: U.S. 131 Project.
3. Letter from Governor Jennifer Granholm, Re: Thank you for resolution regarding Remonumentation funds.
4. Resolution from Wexford County, Re: U.S. 131.
5. Resolution from Wexford County, Re: Timely payments from the State of Michigan.
6. Resolution from Livingston County, Re: Opposing House Bill No. 5041 (Allowing yard waste to enter landfills during December, January and February.)
7. Resolution from Livingston County, Re: Supporting Senate Bill No. 28 (Expansions to the Bottle Bill.)
8. Resolution from Alger County, Re: Encouraging smoke-free worksites.
9. Minutes of the Commission on Aging meeting of January 18, 2006.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the communications be accepted and placed on file. Motion carried.

#### CITIZENS COMMENTS

Tim Carls, 63044 Klinger Lake Road, Centreville asked who owned the trees along side of the roads. Vice-Chairman Baker stated that the Road Commission owns to the middle of the road.

Mr. Carls asked that Commissioner Shafer not be paid for the meeting on February 14th at the Road Commission regarding federal funding for roads for local entities. He also wondered why there were no Road Commissioners there and why Cathy Annis, the Interim EDC Director was not there.

## SHERIFF'S DEPARTMENT ANNUAL REPORT FOR 2005

Sheriff Matt Lori gave an overview of the Annual Report for the Sheriff's Department for 2005. He said that there were over 35,000 total complaints for all departments in 2005 which was down from 2004 because of being short of road officers for a lot of the year due to military obligations and sick leave.

There were 7,364 investigated complaints compared to 8,497 in 2004 because of the same issue with the lack of road officers. There were no homicides, criminal sexual conduct was up by 13, assaults were down and domestic assaults were static. Breaking and enterings were down as were malicious destruction of property complaints. Larcenies were down as were stolen vehicle complaints. Accidents were way down in 2005. There were 1107 in 2005 and 1264 in 2004. Fatal accidents were down as were accident fatalities.

The busiest days were Monday and Wednesday. The Road Patrol drove 222,988 miles in 2005 averaging 611 per day.

Mr. Lori summarized the activity of the Detective Division, now called the Criminal Investigation Division and also the St. Joseph County Area Narcotics (SCAN) unit. Marine Safety Complaints were down from 110 to 61 in 2005. The daily booking average at the jail was 10 and there were 175,345 meals served in 2005.

There is also a summary of the activities of the Victim Services Unit which is strictly volunteer.

The trustees worked 12,243 hours which is the highest ever. This not only provides public service, but it produced 3,275 good days so that space could be freed up for rentals.

Dan Riggs is the Road Patrol employee of the year and Frank Metz is the Corrections Officer of the year. Both men work 2nd shift. Frank Metz also does volunteer things in the community and was a part of the fishing program for the underprivileged in Sturgis.

Commissioner Shafer thanked him for the good report.

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the 2005 Annual Report for the Sheriff's Department be accepted. Motion carried.

## CENTRAL DISPATCH'S ANNUAL REPORT FOR 2004 AND 2005

Andy Goldberger, Director of Central Dispatch, gave an overview of the Annual Reports for 2004 and 2005. He gave comparison statistics for the various calls received at Central Dispatch. He also stated that a great deal of time and money is spent on a state-wide basis on cell phone or wireless issues. He is serving on 2 state committees that deal directly with wireless funding and funds spent around the state. One of the committees is the training funds provided by cell phone surcharges and they have distributed over \$4.2 million for dispatcher training around the state and another \$600,000 will be spent in 2006. This money goes directly to Primary Dispatch Centers for direct and indirect cost of training staff. Wireless surcharge funds also provide funding for operations and the required readiness to receive Phase II cell calls. St. Joseph County was the 2nd county in the state to be Phase II compliant and the system has been used several times with the mapping system to assist the public and law enforcement in finding callers using cell phones.

The other committee that he serves on is their legislative committee always working at developing and monitoring legislation.

The laptop project and electronic ticket writing projects are moving forward. All of the police agencies' personnel have been trained which amounts to 101 people. All agencies except the State Police have units installed and they will be installed yet this week. The e-citation software will be in use by mid-March. He thanked his entire staff especially Deputy Director, Gary LeTourneau and Supervisors, Dennis Brandenburg, Susan Cook and Martha Taylor. He also thanked Dan Wing, IT Director and Judy West-Wing for all of their assistance.

Also, after 9 drafts the Address Ordinance was approved in 2005 and the ordinance is working for everyone.

This year they will be concentrating on the renewal and restoration of the Operations Millage of .75 of a mill to be voted on in August. He thanked the Central Dispatch Policy Board and also mentioned that David Northrop has recently been elected Chairman for 2006.

Commissioner Shafer thanked Mr. Goldberger and commended him and his staff stating that we have a lot to be proud of.

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the 2004 and 2005 Central Dispatch Annual Report be accepted. Motion carried.

SUPPORT FOR MSHDA GRANT APPLICATION FOR KEYSTONE PLACE

Kelli Tackett, Executive Director of the Keystone Place, requested endorsement from the Board of Commissioners for their MSHDA Grant Application. She stated that they serve 80 families per year including 124 children and the average age of a homeless person is 9 years old.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the Board endorse the MSHDA Grant Application for Keystone Place.

The aye and nay vote was called as follows:

Aye votes cast: 4 - Commissioners Shafer, Dunlap, Baker and Dobberteen.

Nay votes cast: 0

Absent: 3 - Commissioners Loudenslager, Bordner and Pueschel.

Motion carried.

SUPPORT FOR MSHDA GRANT APPLICATION FOR THE DOMESTIC ASSAULT SHELTER

Kathy Brown from the DASC, requested endorsement from the Board of Commissioners for their MSHDA Grant Application. She stated that the grant pays for 66% of the shelter coordinator and they serve approximately 85 survivors per year.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the Board endorse the MSHDA Grant Application for the Domestic Assault Shelter.

The aye and nay vote was called as follows:

Aye votes cast: 4 - Commissioners Shafer, Dunlap, Baker and Dobberteen.

Nay votes cast: 0

Absent: 3 - Commissioners Loudenslager, Bordner and Pueschel.

Motion carried.

SUPPORT FOR MSHDA GRANT APPLICATION FOR THE COMMUNITY HEALING CENTER

Michelle Heffner from the Community Healing Center requested endorsement from the Board of Commissioners for their MSHDA Grant Application. She stated that they served 17 women and 8 children over the past year through the Hope Women's Center. They provide parenting skills and help them recover from their addiction(s).

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the Board endorse the MSHDA Grant Application for the Community Healing Center.

The aye and nay vote was called as follows:

Aye votes cast: 4 - Commissioners Shafer, Dunlap, Baker and Dobberteen.

Nay votes cast: 0

Absent: 3 - Commissioners Loudenslager, Bordner and Pueschel.

Motion carried.

REQUEST TO FILL VACANT FRIEND OF THE COURT CLERK POSITION

Commissioner Dobberteen stated that the Executive Committee talked to Mr. Thistlethwaite concerning this matter at their meeting on February 17th and it was the consensus of the Committee that this request was appropriate.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the vacant Friend of the Court Clerk position be filled. Motion carried.

PUBLIC HEARING SET FOR HOUSING RESOURCE FUND GRANT APPLICATION

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that a public hearing be set for March 7, 2006 at 5:15 on the Housing Resource Fund Grant Application. Motion carried.

RESOLUTION NO. 5-2006

ESTABLISHMENT OF THE  
COUNTY AGRICULTURAL PRESERVATION BOARD

Commissioner Shafer presented the following resolution:

WHEREAS, the St. Joseph County Board of Commissioners shall create a seven (7) member body to be named the County Agricultural Preservation Board pursuant to the St. Joseph County Farmland Preservation Ordinance adopted on March 15, 2005 and amended on April 5, 2005; and

WHEREAS, the St. Joseph County Farmland Ordinance specifies that the seven voting members shall be residents of the County and will be appointed by the Board of Commissioners and will include the following representation:

- (a) One County Commissioner or designee
- (b) Three individuals with agricultural interests
- (c) One representative that is an elected official in township government
- (d) One individual with real estate or development interests
- (e) One individual representing local natural resource conservation interests; and

WHEREAS, the County Agricultural Board shall serve 3-year terms, with the exception that the County Commissioner representative shall be designated on an annual basis and some of the initial terms will be staggered as specified in the Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that the St. Joseph County Board of Commissioners hereby establishes the County Agricultural Preservation Board whose duties are defined in the St. Joseph County Farmland Preservation Ordinance.

It was moved by Commissioner Shafer and supported by Commissioner Dobberteen that the resolution be adopted and 2nd reading waived.

The aye and nay vote was called as follows:

Aye votes cast: 4 - Commissioners Shafer, Dunlap, Baker and Dobberteen.

Nay votes cast: 0

Absent: 3 - Commissioners Loudenslager, Bordner and Pueschel.

Resolution adopted.

NOMINATIONS/APPOINTMENTS

County Agricultural Preservation Board

Commissioner Shafer nominated David Pueschel, Larry Rice, John Wagner, Henry Miller, Carroll Parmeter, John Fair and Tim Peterson to the Agricultural Preservation Board.

Department of Human Services

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that Sally Carpenter be nominated and appointed to the Department of Human Services Board. Motion carried.

COMMITTEE REPORTS

Law Enforcement

Commissioner Dobberteen stated that the Law Enforcement Committee had not met.

Judiciary

Commissioner Baker stated that the Judiciary Committee had not met.

Physical Resources

Commissioner Shafer stated that the Physical Resources Committee met this afternoon and discussed the close out of the jail renovation project; the new pole building at the Sheriff’s Department; and the Friend of the Court Referee Room in the lower level of the Courts Building.

Executive Committee

Commissioner Dobberteen stated that everyone has copies of the Executive Committee Meeting minutes of the February 17th meeting and he will answer any questions that anyone may have.

U.S. 131

Commissioner Shafer stated that the U.S. 131 Corridor Committee met and we should have some answers within 30 days on MDOT’s “no build decision” on U.S. 131.

REQUISITION

Ms. West-Wing presented the following report:

Four cameras, one monitor and one 9-channel DVR for the hold over room at the jail \$ 4,665.00

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the requisition be approved. Motion carried.

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

BUDGET ADJUSTMENTS:

INCREASE FAMILY DIVISION – JUVENILE BRANCH’S BUDGET:

Line item 101-149-980.000 (Equipment) \$ 4,665.00

DECREASE FAMILY DIVISION – JUVENILE BRANCH’S BUDGET:

Line item 101-149-816.000 (Contractual) \$ 4,665.00

INCREASE DRUG FUND #265 REVENUES:

Line item 265-254-659.000 (Drug Related Forfeitures) \$ 7,000.00

INCREASE DRUG FUND #265 EXPENDITURES:

Line item 265-254-816.000 (Contractual) \$ 500.00

Line item 265-254-984.000 (Hardware) 5,500.00

Line item 265-254-985.000 (Software) 1,000.00

\$ 7,000.00

INCREASE PROSECUTOR’S BUDGET:

Line item 101-229-984.000 (Computer Hardware) \$ 225.00

DECREASE PROSECUTOR’S BUDGET:

Line item 101-229-862.010 (Seminar - Child Support) \$ 225.00

FROM GENERAL FUND CONTINGENCY:

\$800.00 to line item 101-257-982.010 (Maps).

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the budget adjustments be approved. Motion carried.

FINANCE DIRECTOR'S REPORT

Per Diem

Robin Baker – 11 half days 1/18 x 2, 1/26 x 2, 1/27, 2/2, 2/3, 2/8, 2/15 & 2/17/06 x 2 & 3 full days 1/23, 2/13 & 2/14/06	\$ 835.00
Michael Dunlap – 5 half days 1/26, 2/13, 2/14 x 2 & 2/21/06	250.00
Monte Bordner – 8 half days 1/24, 1/26, 1/31, 2/1, 2/3 x 2, 2/7 & 2/17/06 & 8 full days 1/19, 1/20, 1/23, 1/26, 1/30, 1/31, 2/13 & 2/14/06	1,160.00
John Dobberteen – 9 half days 1/23, 1/25, 2/2, 2/3, 2/4, 2/8, 2/13, 2/17 & 2/21/06 & 1 full day 2/14/06	545.00
Eric Shafer – 9 half days 1/18 x 2, 2/1, 2/6, 2/13, 2/14 & 2/15 x 2 & 2/21/06	<u>450.00</u>
	\$3,240.00

Expenses

Robin Baker	\$ 305.27
Michael Dunlap	60.56
Monte Bordner	423.41
John Dobberteen	<u>127.27</u>
	\$ 916.51

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the per diem and expenses be approved. Motion carried.

Commissioner Shafer stated that he did request per diem for the meeting held at the Road Commission as he was asked to attend by some of his constituents.

2005 Unaudited Finance Statement

	Revenues	Expenditures
December	\$ 982,370	\$ 1,301,791
Year to Date	12,582,964	13,065,830
Period Fund Balance	(\$319,421.00)	
Percent of budget year elapsed year to date.		100.00%
Percent of total budgeted funds earned year to date		92.33%
Percent of total budgeted funds expended year to date		95.87%

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the 2005 Unaudited Finance Statement be accepted. Motion carried.

January 2006 Finance Statement

	Revenues	Expenditures
January	\$ 1,038,895	\$ 1,202,276
Year to Date	1,038,895	1,202,276
Period Fund Balance	(\$163,381)	
Total Unreserved Fund Balance - \$2,396,508		
Percent of budget year elapsed year to date.		8.33%
Percent of total budgeted funds earned year to date		7.61%
Percent of total budgeted funds expended year to date		8.81%

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the financial statement for January be accepted. Motion carried.

CITIZENS' COMMENTS

Karen Borgert, 31604 Steinke Road, Burr Oak stated that she talked to Chairman Bordner last week and he suggested that she address her concerns to the Board of Commissioners. She lives in Colon Township and is in favor of curbside recycling and now that curbside recycling will begin in Colon Village in April and the roll off bin will be removed, what is she supposed to do with her recyclables.

Commissioner Dobberteen suggested that she approach the Colon Township Board and apply some pressure to get the recycling program started in the township.

Tim Carls, 63044 Klinger Lake Road, Centreville stated that he received a bill from the County Treasurer regarding his 2004 taxes and he stated that it was fraudulent.

MISCELLANEOUS

Commissioner Shafer stated he had recently attended 2 meetings at which Brad Neuman facilitated and he did a very good job.

Commissioner Baker stated that he was present as well and commented that Mr. Neuman did a fine job.

ADJOURNMENT

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the St. Joseph County Board of Commissioners adjourn until March 7, 2006 at 5:00 p.m. Motion carried.

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Pattie S. Bender, County Clerk

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Robin Baker, Vice-Chairman